

Serial No. 10/820,288

Docket No. VAP023PA (Formerly VSTI-12U)

REMARKS/ARGUMENTS


Applicant plans to file a substitute specification under 37 C.F.R. §1.125. Accordingly, the Examiner is respectfully requested to verify that the substitute specification is in the file before substantive examination is commenced. If the present application is to be examined before receipt of a substitute specification, the Examiner is respectfully requested to contact the undersigned attorney so that the lack of a substitute specification in the file can be corrected before examination.

In response to the 35 U.S.C. §121 restriction requirement made in paragraphs 1-3 of the identified Office action, applicant elects prosecution of claims 1-4 of the present application, identified as Group I, with traverse. It is respectfully submitted that for claims 1-4 to be examined, the subject matter of claims 5-8, identified as group II, will also have to be searched and considered since claims 5-8 recite limitations substantially the same as claims 1-4. Accordingly, it is respectfully requested that the restriction requirement be withdrawn.

In response to the 35 U.S.C. §121 species election, applicant elects the species identified as F, the embodiment of Fig. 6. Claims 1-8 are identified as reading on species F.

If the present amendment raises any questions, the Examiner is respectfully requested to contact the undersigned attorney.

Respectfully submitted,
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